

IN THE UNITED STATES OF DISTRICT COURT  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

RECEIVED  
2005 NOV -7 PM 12:27  
U.S. DISTRICT COURT CLERK'S OFFICE  
MIDDLE DISTRICT OF ALABAMA  
BIRMINGHAM, ALABAMA

Canal Indemnity Company,

Plaintiff(s),

v.

WLS, Inc. D/b/a S & H Mobile Homes, CIS  
Financial Services, Inc., f/k/a Cavalier  
Acceptance Corp.; Greentree-AL,LLC;  
GreenTree Servicing, LLC; Ruth Barron;  
John D. Barron,

Civil Action No.  
CV-2005-778-T

Defendant(s).

---

PLAINTIFF CANAL INDEMNITY COMPANY'S  
MOTION TO APPOINT SPECIAL PROCESS SERVER

---

COMES NOW, the Plaintiff, Canal Indemnity Company ("Canal"), pursuant to Rule 4(c)(2) of the Federal Rules of Civil Procedure, and moves the Court for an Order appointing C. Rhett Wood as a special process server in this matter for the purpose of serving Canal's Summons and Amended Complaint on Defendant Ruth Barron, and as grounds therefor states as follows:

1. C. Rhett Wood is over the age of eighteen (18) and is an adult citizen of the State of Alabama.
2. C. Rhett Wood is not a party to this action.

WHEREFORE, PREMISES CONSIDERED, Plaintiff, Canal Indemnity Company requests that this Court enter an Order appointing C. Rhett Wood as a special process server for the purposes of serving process of Canal's Summons and Amended Complaint on Defendant Ruth

*Canal Indemnity Company v. WLS, Inc. Et al.*

Civil Action No.: CV-2005-31-F

PLAINTIFF'S MOTION TO APPOINT SPECIAL PROCESS SERVER

---

Barron, as required by the Federal Rules of Civil Procedure. Canal requests such other, further and additional relief to which it may be entitled, premises considered.

Respectfully submitted,

s/ Joseph E. B. Stewart

William A. Austill (ABS-1217-A62W)

Joseph E. B. Stewart (ASB-6903-S61J)

OF COUNSEL:

Austill, Lewis & Simms, P.C.

P.O. Box 11927

Birmingham, AL 35202-1927

*Canal Indemnity Company v. WLS, Inc. Et al.*

Civil Action No.: CV-2005-31-F

PLAINTIFF'S MOTION TO APPOINT SPECIAL PROCESS SERVER

---

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing has been furnished by U.S. Mail, postage prepaid and properly addressed, on this 27<sup>th</sup> day of October , 2005 to:

Jack J. Hall, Jr.  
HALL, CONERLY & BOLVIG, P.C.  
1400 Financial Center  
505 20<sup>th</sup> Street North  
Birmingham, AL 35203

R. Austin Huffaker, Jr.  
RUSHTON, STAKELY, JOHNSON  
& GARRETT, P.A.  
P. O. Box 270  
Montgomery, AL 36101-0270

Rickman E. Williams, III, Esq.  
Pitts, Pitts, & Williams  
Post Office Box 527  
Selma, AL 36702-0527

John R. Bradwell  
425 South Perry Street  
Montgomery , AL 36104

Ruth Barron  
637 U.S. HWY 139  
Maplesville, Alabama 36750

s/ Joseph E. B. Stewart  
\_\_\_\_\_  
OF COUNSEL